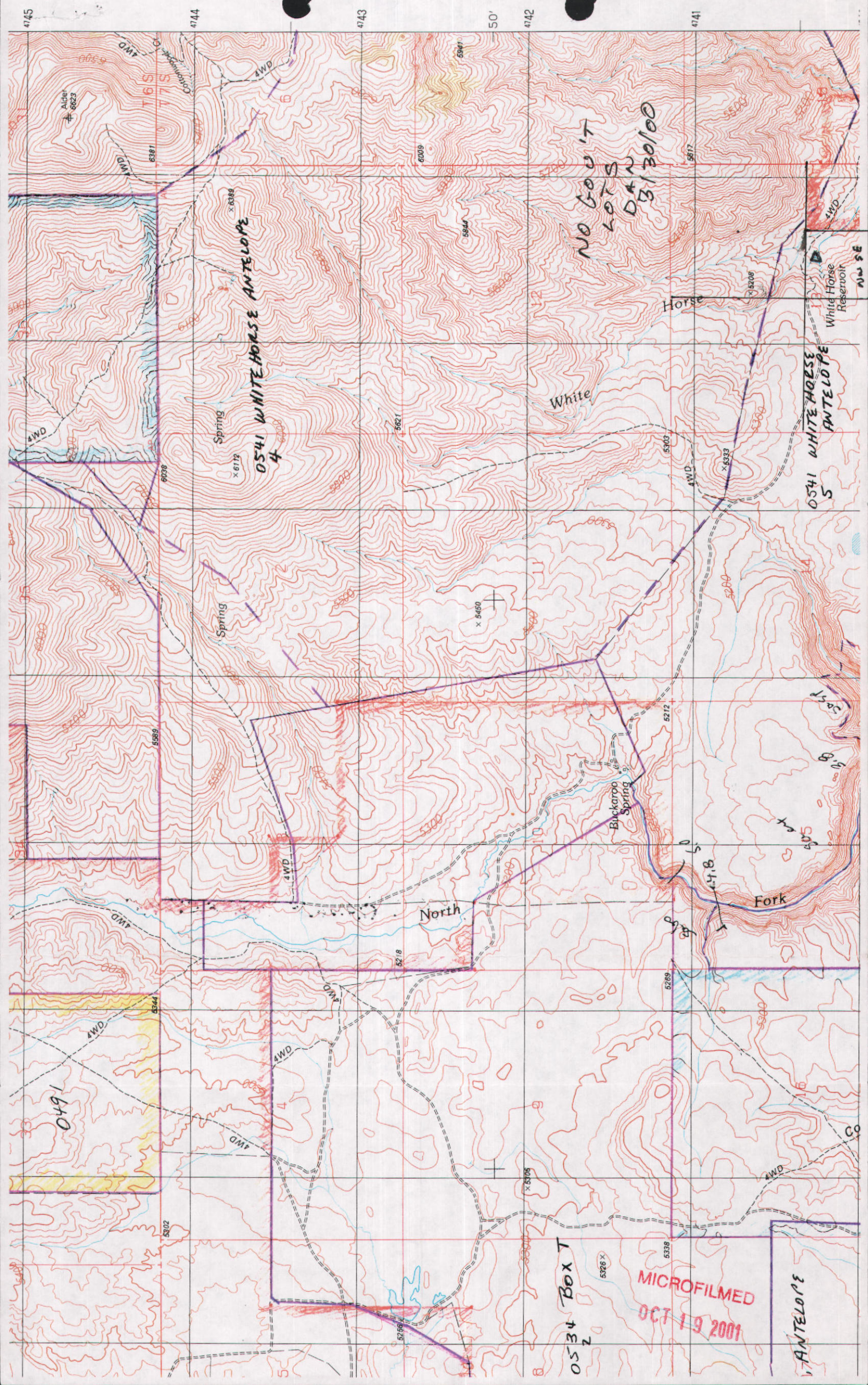




RECEIVED

APR 07 2000

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 57-07684 Telephone No. 208 384 3300

2. Name of Permit Holder(s): USDI, BUREAU OF LAND MANAGEMENT

3. Mailing Address: 3948 DEVELOPMENT AVE

City Boise State ID Zip 83705

4. Source of Water: UNNAMED TRIB. OF WHITE HORSE CR. If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
WHITE HORSE POND, TROUGH

Well Driller: _____ Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): 586 RANGE COWS

Irrigation (No. of acres): _____ Other: WILDLIFE

6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR 1.7 acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional Please check either yes or no Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No X

Has the measuring device been installed?

Yes _____ or No X

8. Fee Enclosed: \$ 50 00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: LEO COLEMAN Telephone Number: 208-384-3464

Address: 3948 DEVELOPMENT AVE

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: [Signature] Date: April 7, 2000
(include your title, if on behalf of company or organization)

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OCT 19 2001

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 57-07684

Priority 03/24/2000

Maximum Diversion Rate: 0.14 CFS

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

has applied for a permit to appropriate water from:

Source: UNNAMED STREAM

Tributary: WHITE HORSE CREEK

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.14 CFS	
STOCKWATER STORAGE	01/01 to 12/31		1.7 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		1.7 AF
WILDLIFE	01/01 to 12/31	0.14 CFS	
WILDLIFE STORAGE	01/01 to 12/31		1.7 AF
WILDLIFE FROM STORAGE	01/01 to 12/31		1.7 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM NE¼NW¼SE¼ Sec. 13, Twp 07S, Rge 02W, B.M. OWYHEE County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S 02W 13														X			

PLACE OF USE: STOCKWATER STORAGE, same as Stockwater

PLACE OF USE: STOCKWATER FROM STORAGE, same as Stockwater

PLACE OF USE: WILDLIFE, same as Stockwater

PLACE OF USE: WILDLIFE STORAGE, same as Stockwater

PLACE OF USE: WILDLIFE FROM STORAGE, same as Stockwater.

CONDITIONS OF APPROVAL

- 1 Proof of application of water to beneficial use shall be submitted on or before **July 1, 2002**.
- 2 Subject to all prior water rights.
- 3 Use of water under this water right will be regulated by the watermaster of State Water District No. 57C
- 4 Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion

MICROFILMED

OCT 19 2001

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 57-07684

CONDITIONS OF APPROVAL

5. The right holder shall install/maintain permanent measuring devices in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured
6. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
7. Stockwater and stockwater storage uses are for 586 range cattle.
8. This development is known as Project 9074, White Horse Antelope Allotment 0541.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 6th day of July, 2001.


for
KARL J DREHER, Director

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OCT 19 2001

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 26 2000

APPLICATION FOR PERMIT

MAR 24 2000

Department of Water Resources

To appropriate the public waters of the State of Idaho

WATER RESOURCES
WESTERN REGION

1. Name of Applicant USDI, BUREAU OF LAND MANAGEMENT Phone 208-384-3300

Mailing address 3948 DEVELOPMENT AVE, BOISE, ID. 83705

2. Source of water supply WHITE HORSE RESERVOIR which is a tributary of WHITE HORSE CREEK

3. Location of point of diversion is Township 7S Range 2W Sec. 13 in the NE 1/4.

14 NE 1/4, SE 1/4, Govt. Lot , B.M., OWYHEE County;

additional points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 1.7 for LIVESTOCK STORAGE purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.7 for WILDLIFE STORAGE purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.14 for LIVESTOCK USE purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.14 for WILDLIFE USE purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.7 for DIVERSION FROM STORAGE purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.7 for DIVERSION FROM STORAGE purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.14 and/or (b) 1.7
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source EARTHEN FILL DAM, SIX IN.
TOPSOIL REMOVED FROM DAM SITE, KEY 12 IN. X 12 FT. CREST WIDTH 12 FT. FOUR FT.
FREE BOARD ON DAM. INSTALLED 20" X 30" GALV. CULVERT SAVING HEADBOX, 2-600 GAL TROUGHES USING

b. Height of storage dam 9 feet; active reservoir capacity 1.7 acre-feet; total
reservoir capacity 1.7 acre-feet

c. Proposed well diameter is N/A inches; proposed depth of well is feet

d. Is ground water with a temperature of greater than 85° F being sought? N/A

e. If well is already drilled, when? N/A; Drilling firm

Well was drilled for (well owner) ; Drilling Permit No.

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in KW.

b. Stockwatering; list number and kind of livestock. 586 RANGE COWS

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other; describe fully. WILDLIFE

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9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	2W	13													5.2	5.2			

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. N/A

11. a. Who owns the property at the point of diversion? BLM

b. Who owns the land to be irrigated or place of use? BLM

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: WHITE HORSE POND, TROUGH & ENCLOSURE, PROT. # 9074.

WHITE HORSE ANTELOPE ALLOT. # 0541.

EXISTING DAM RECONSTRUCTED. RESERVOIR AND ASSOCIATED SPRING FENCED.

WATER PIPED VIA 200' OF 1 1/4" PIP TO TWO 600 GAL TROUGHS APPROXIMATELY

200 FEET FROM THE FENCED AREA. THIS WAS A USER BUILT PROTECT POT HOLE THAT BLM UPGRADED

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

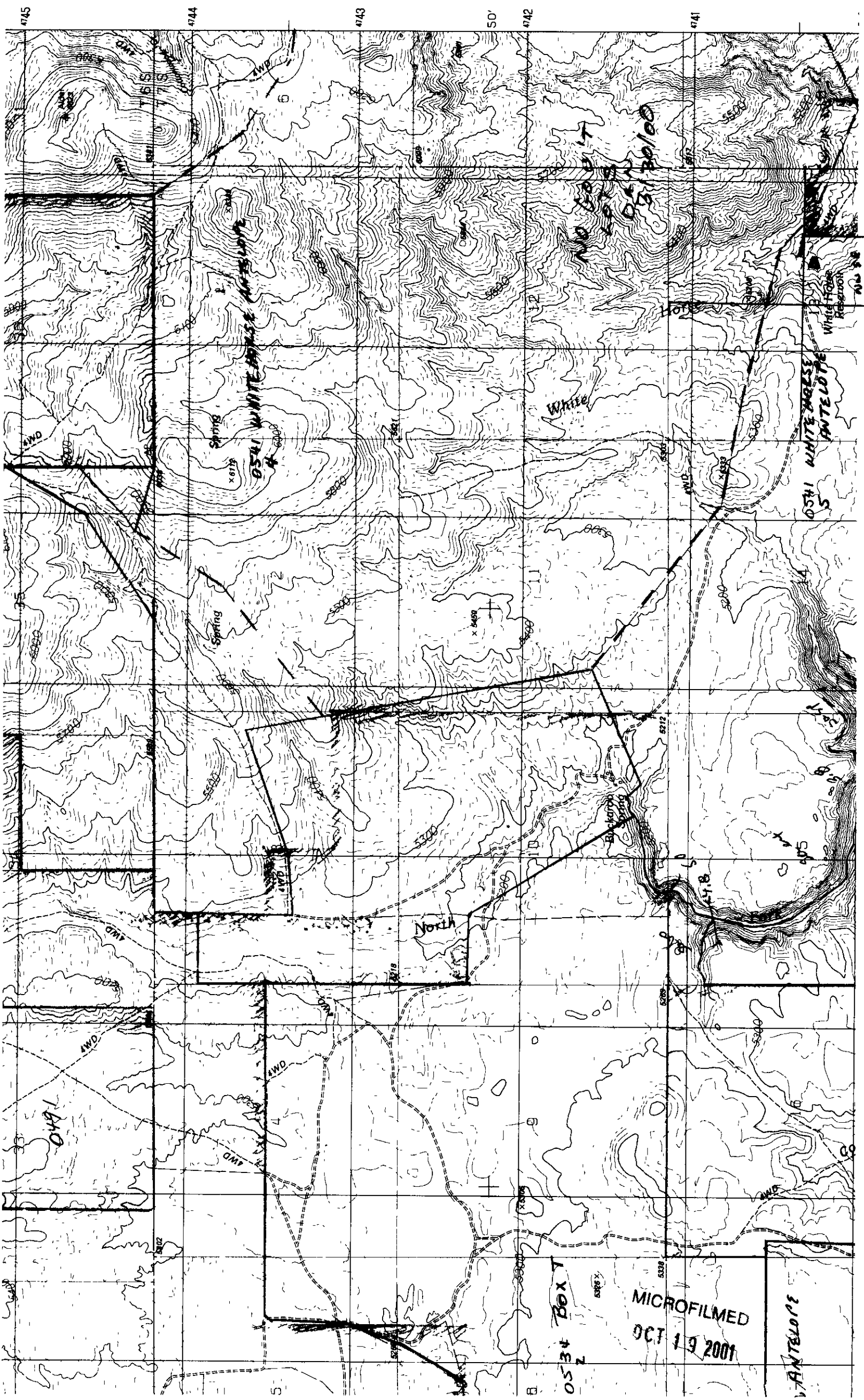
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICHAEL MED

OCT 18 2001

Signature of Applicant (and title, if applicable)

Received by JK Date 3/24/00 Time 8:14 Preliminary check by JK
 Fee \$ 500 Receipted by JK # W026252 Date 3/24/00
 Publication prepared by JK Date 5-3-00 Published in OWYHEE AVALANCHE
 Publication approved LM Date 6-6-00





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

July 16, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NOS. 57-07684, 57-07686, and 57-07687

Dear Permit Holder:

The department acknowledges receipt of the proofs of beneficial use forms submitted for the above referenced permits.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water of these permits.

Upon my review of your proofs of beneficial use I find that a measuring device and a lockable control is required for all the water rights according to the Conditions of Approval on your permits. According to paragraph 4 of the conditions which states, "Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion." Also paragraph 5 states, "The right holder shall install/maintain permanent measuring devices in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured." I suggest that these conditions be completed prior to the field examination in order to avoid delay of the examination and the eventual licensing of these rights.

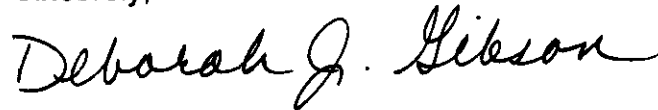
Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and ~~for a change in~~ the address of the water right owner are available from any department office.

OCT 19 2001

Page 2

If you have any questions regarding this letter, please contact me at (208)327-7953. If you have questions concerning the field examination, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

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OCT 19 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 57-7684

Reviewed By. dgibson

Date: July 16, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		W026252, W026320	Well driller's report filed?		X
Additional Amount Due.			Measuring device required?	X	~~X~~
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	04/07/2002
Date proof due	- 07/01/2002
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 03/24/2000
New priority date	= 03/24/2000

Deficiencies of Actions Items

Acknowledge proof and refer to lockable device being installed prior to diversion must be done before field exam or may delay licensing.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 12, 2001

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

RE: Permit No. 57-7684

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

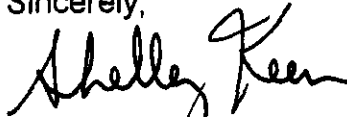
Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

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OCT 19 2001

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:kit

Enclosure(s)

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OCT 19 2001

CERTIFICATE OF MAILING

I hereby certify that on July 12, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below.

RE: WATER RIGHT NO. 57-7684

**US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705**

A handwritten signature in black ink, reading "Karl Lynn Townsend", written over a horizontal line.

**Karl Lynn Townsend
Secretary**

MICROFILMED

OCT 13 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED

OCT 19 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 19, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAY COX
79 BOX 2225
OREANA ID 83650

RE: Applications for Permits 57-07684/57-07686/57-07687
In the name of Bureau of Land Management (BLM)

Gentlemen:

This letter is to call attention to my letter of August 9, 2000 (copy enclosed) which asked for your written response. To date there has been no response.

If there is no response to this second request within 30 days of the date of this letter, we will issue the permits with conditions for lockable devices. BLM will then have to work directly with you for modification or waiver of those conditions.

If you have any questions regarding this matter, please call me at 208-327-5452.

Sincerely,

A handwritten signature in cursive script that reads "Sharla R. Curtis".

Sharla R. Curtis
Sr. Water Resource Agent

SRC:klt

Enclosure

MICROFILMED

OCT 19 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 9, 2000

JAY COX
79 BOX 2225
OREANA ID 83650

RE: Applications for Permit Nos. 57-07684, 57-07686 and 57-07687
In the Name of Bureau of Land Management (BLM)

Dear Mr. Cox:

In reviewing the above referenced applications for permit issuance, it has been determined that two conditions should be listed on each of the permits requiring installment of a lockable device for control of the diversions and permanent measuring devices to measure the amount of water entering the reservoirs and the amount released from the reservoirs.

In the past, BLM has contacted our office after receiving a newly approved permit with such conditions and has asked for a waiver of the conditions. We have been telling them to confer with the watermaster, but thought it appropriate that we contact you first to get your thoughts as to whether or not the conditions should be applied. If you feel the devices are not warranted, we can make the necessary adjustments to the permit approvals. All three applications are for stockwater and wildlife storage ponds located on unnamed streams tributary to the North Fork of Castle Creek and White Horse Creek.

Could you please provide a written response to my attention giving me your recommendations as to these specific conditions? I really appreciate your help in this matter. As soon as I receive your response, the permits will be sent forward for approval. If you have any questions, please give me a call.

Thanks again for your help in this matter

Sincerely,

A handwritten signature in cursive script that reads "Sharla Curtis".

Sharla Curtis
Sr. Water Resource Agent

MICROFILMED

OCT 19 2001

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Sharla Curtis on 7/26/00

No. 57-07684 Name: Bum Corp. Officers NA Ad ok _____ Govt Lots _____

AREA OF CONCERN: No/Yes _____ Moratorium _____ GWMA _____ TRUST/NON-TRUST _____

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 084 (if necessary)
Irr w/in WD - P05
WMD - North/East/West
≤ 0 24 cfs/5 acres - No MD
> 0 24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0 24 cfs/5 acres - No MD
> 0 24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
42-248 Area - P84 (20s-70s, 81-86)
Swan Falls Flag - NA
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1 0 cfs)

USES:

STORAGE - 18A-01H(P01) 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0 03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0 02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-081(P10)
FISH PROP - 029(70'S only)-007-042-081(P10)
HEAT/COOL - R07(injection well)
FIRE PROT - 077

BENEFICIAL USE DUE: 8/01/2001

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 081-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response No object
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE _____
In-stream development - P52
WD - R04 (WD# 570)
≤ 0 20 cfs/others - 01H(P01), 01P or No MD
> 0 20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0 24 cfs/5 acres - No MD
> 0 24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (55) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)
MUNICIPAL
Restricted area - 022,075
Irr, GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single b/d intended - 076

IRRIGATION SEASON _____ - _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS _____

COMMENTS Source is unn stream - reservoirs are not used for sources
per data entry standards
Chgs made to app ~~for~~ warrant advancement of priority.
do not <30 days from orig receipt

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

JUL 26 2000

Department of Water Resources

INITIAL REVIEW BY: DAN DATE: 3-30 APPLICATION: 57-07684

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Gov't. Lots:
NO P/D
NO P/U

NO ADVERTISE REMARK(S)
(Reviewer identify which remarks)

ADDITIONAL INFORMATION

☒ T FLAG CHANGED TO P FLAG

YES NO

- ☒ ☐ Overlapping place of use: (Describe source & relationship to present application on next page.) 57-02162 ; 57-02071 ; 57-11540
- ☐ ☒ Overlapping point of diversion.
- ☐ ☒ Critical groundwater area:
- ☐ ☒ Groundwater management area:
- ☐ ☒ 1992 moratorium:
- ☒ ☐ Surface water source, IDFG letter needed.
- ☐ ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ ☐ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ ☐ E-mail to Dam Safety staff: (for any storage)
- ☐ ☒ Mitigation plan: Check any that apply. Domestic stock water
☐ immediate = acceptable plan required and submitted.
☐ future = open areas, acceptance of condition of approval is in file.
- ☐ ☒ Send power requirement letter &/or fish farm requirement letter.
- ☐ ☒ Power residency affidavit:
- ☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ ☐ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

See sheet

Date Requested 4-10-00 Date Response Received 4-10-00

PROCESSING

APP. NO.

- 07684

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☒ ☐ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☒ ☐ Water Dist. # 57 C
☐ ☒ Water Planning Bureau
☒ ☐ Other SCOTT & SHERRI NICHOLSON
4722 W UTAQUERO LN
Meridian, ID 83642

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
☒ ☐ Final date for protest 5-22-00
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☒ ☐ Water delivered by water master? District # 57 C
☒ ☐ Special conditions of approval or cover letter: STANDARD CONDITIONS
and WATER MASTER CONTROLS

☒ See below for additional informationRecommended Date or Priority 4-10-2000Recommended by: Daniel A. Nelson Date: 6-26-2007ADDITIONAL INFORMATION:

WATER MASTER RECOMMENDATION OPPOSES
THIS APPLICATION, BASED ON THE OWNERSHIP
OF THE RIGHT. DAN 6-26-00
57-11540 OVERLAPS PLACE OF USE, BUT DOES NOT
SEEM SIGNIFICANT (will send comment letter). 57-02162
OVERLAPS PLACE OF USE, BUT WAS DISALLOWED IN SRBA.
57-02071 OVERLAPS PLACE OF USE, BUT WAS NOT CLAIMED
IN SRBA.

Changes made TO Application ON 4-10-00

RECEIVED

JUN 22 2000

WATER RESOURCES
WESTERN REGION

RECOMMENDATION OF WATERMASTER

Application No: 57-07687 - 57-07686 # ~~57-07684~~Applicant's Name: BLM

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as

follows: _____

- c) ☐ I oppose approval of this application for the following reasons:

The application should be in the LIVESTOCK
OWNER'S NAME, NOT BLM. BLM DOES
NOT OWN ANY RANGE COWS

- d) Additional Comment: This water right or permit
should stay with the Ranch NOT the
US Gov't. This is a CONTROL measure on the
PART of BLM. POTENTIALLY this could adversely
 Dated this 19 day of JUNE, 2000.

Water District No: _____

Jay H. Coe
 Watermaster's Signature

Use reverse side of page if you need more space.

Affect the OPERATION AND OR the VALUE of the
Ranches involved.

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OCT 19 2001

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

55-07465

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: UNNAMED STREAM
Tributary: JORDAN CREEK
Diversion Pt: SWSE Sec 17 T
06S R 05W in OWYHEE
County.

Use: STOCKWATER
STORAGE (0.80 AF)
WILDLIFE STORAGE (0.80
AF)

Total Diversion: (0.80 AF)

Dated Filed: 4/10/2000

In: OWYHEE County

T06S R05W S17 SWSE

55-07466

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: UNNAMED STREAM
Tributary: TROUT CREEK
Diversion Pt: NWNENE Sec
20 T 05S R 05W in OWYHEE
County.

Use: STOCKWATER
STORAGE (1.40 AF)
WILDLIFE STORAGE (0.20
AF)

Total Diversion: (1.40 AF)

Dated Filed: 3/24/2000

In: OWYHEE County

T05S R05W S20 NENE

55-07467

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING

Tributary: TROUT CREEK
Diversion Pt: NENESW Sec 30
T 05S R 05W in OWYHEE
County.

Use: STOCKWATER (0.050
CFS)

WILDLIFE (0.020 CFS)

Total Diversion: (0.050 CFS)

Dated Filed: 3/24/2000

In: OWYHEE County

T05S R05W S30 NESW

55-07684

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: WHITE HORSE
RESERVOIR

Tributary: WHITE HORSE
CREEK

Diversion Pt: NENWSE Sec 13
T 07S R 02W in OWYHEE
County.

Use: STOCKWATER (0.140
CFS)

STOCKWATER STORAGE
(1.70 AF)

STOCKWATER FROM
STORAGE (1.70 AF)

WILDLIFE (0.140 CFS)

WILDLIFE STORAGE (1.70
AF)

WILDLIFE FROM STORAGE
(1.70 AF)

Total Diversion: (0.140 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T07S R02W S11 SWSE

685

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: UPPER RATS NEST
SPRING

Tributary: RATS NEST
GULCH

Diversion Pt: NWSESE Sec 28
T 01N R 04W in OWYHEE
County.

Use: STOCKWATER (0.090
CFS)

STOCKWATER STORAGE
(0.50 AF)

STOCKWATER FROM
STORAGE (0.50 AF)

WILDLIFE (0.070 CFS)

WILDLIFE STORAGE (0.50
AF)

WILDLIFE FROM STORAGE
(0.50 AF)

DIVERSION TO STORAGE
(0.160 CFS)

Total Diversion: (0.160 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T01N R04W S28 SESE

57-07686

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: UNNAMED STREAM
Tributary: CASTLE CREEK,
NORTH FORK

Diversion Pt: NWSWNE Sec
11 T 07S R 02W in OWYHEE
County.

Use: STOCKWATER
STORAGE (0.30 AF)

WILDLIFE STORAGE (0.30
AF)

Total Diversion: (0.30 AF)

Dated Filed: 4/10/2000

In: OWYHEE County

T07S R02W S11 SWNE

57-07687

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: UNNAMED STREAM
Tributary: CASTLE CREEK,
NORTH FORK

Diversion Pt: NENENW Sec
11 T 07S R 02W in OWYHEE
County.

Use: STOCKWATER
STORAGE (0.30 AF)

WILDLIFE STORAGE (0.300
AF)

Total Diversion: (0.300 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T07S R02W S11 NENW

57-07689

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: ROAN SPRING

Tributary: RABBIT CREEK
Diversion Pt: NWNWNW Sec
23 T 02S R 03W in OWYHEE
County.

Use: STOCKWATER (0.090
CFS)

WILDLIFE (0.050 CFS)

Total Diversion: (0.140 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T02S R03W S23 NWNW

57-07690

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: GROUNDWATER
Diversion Pt: NWSWNE Sec 6
T 03S R 02W in OWYHEE
County.

Use: STOCKWATER (0.070
CFS)

WILDLIFE (0.050 CFS)

Total Diversion: (0.120 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T01S R02W S33 SWNW

T02S R02W S05 SESE

S21 SENW

S29 SESE

57-07691

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING

Tributary: POLE CREEK

Diversion Pt: SESENE Sec 31
T 01S R 04W in OWYHEE
County.

Use: STOCKWATER (0.120
CFS)

WILDLIFE (0.070 CFS)

Total Diversion: (0.120 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T01S R04W S31 SENE

57-07692

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING

Tributary: ALKALI CREEK
Diversion Pt: NWNWSE Sec
33T 02S R 04W in OWYHEE
County.

Use: STOCKWATER (0.200
CFS)

WILDLIFE (0.200 CFS)

Total Diversion: (0.200 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T02S R04W S33 NWSE

57-07693

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: UNNAMED SPRING
Tributary: WEST RABBIT
CREEK

Diversion Pt: SESWNW Sec
35 T 02S R 03W in OWYHEE
County.

Use: STOCKWATER (0.030
CFS)

WILDLIFE (0.030 CFS)

Total Diversion: (0.060 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T02S R03W S35 SWNW

57-07694

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING

Tributary: LITTLE SQUAW
CREEK

Diversion Pt: SWNWSW Sec
34 T 01N R 05W in OWYHEE
County.

Use: STOCKWATER (0.070
CFS)

WILDLIFE (0.020 CFS)

Total Diversion: (0.090 CFS)

Dated Filed: 3/24/2000

In: OWYHEE County

T01N R05W S34 NESW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 12-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before MAY 22, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER,

Director

5/3&10/00

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OCT 19 2001

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

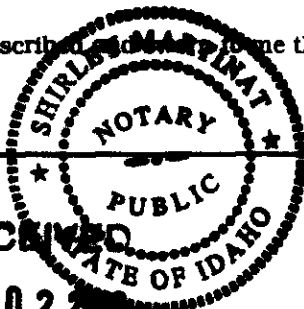
said newspaper, in Two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

May 3 and 10, 2000

Signed

Subscribed and sworn to me this 10th day of May A.D., 2000



Shirley Martin
Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires 04/22/2002

RECEIVED
JUN 02 2000

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OCT 19 2001

Taylor, Sue

From: Lester, Steve
Sent: Tuesday, May 09, 2000 10:43 AM
To: Taylor, Sue
Subject: FW: Applications for Permit

Sue.

Please file copy of this in each application.

thanks,

Steve

-----Original Message-----

From: SCOTT GRUNDER [mailto:sgrunder@IDFG STATE ID US]
Sent: Tuesday, May 09, 2000 9:20 AM
To: slester@idwr.state.id.us
Cc: CECE MANN; TERRY VERNHOLM
Subject: Applications for Permit

Dear Mr. Lester

The Idaho Department of Fish and Game has reviewed the below listed Applications for Permit and we do not anticipate significant adverse effects to fish or wildlife habitats as a result of permitting them. Thank you for the opportunity to comment.

Nos. 55-07465 through 55-07467 and ~~57-07684~~ through 57-07687 and 57-07689 through 57-07694 in the name of the Bureau of Land Management.

Scott A. Grunder
Environmental Staff Biologist
Idaho Department of Fish and Game, Southwest Region Office
3101 South Powerline Road
Nampa, Idaho 83686
Phone (208)-465-8465
FAX (208)-465-8467
email address: sgrunder@idfg.state.id.us

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State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 1, 2000

JAY COX
79 BOX 2225
OREANA ID 83650

Re: Applications for Water Right No 57-07686 in the Name of USDI, Bureau of Land Management, 57-07687 in the Name of USDI, Bureau of Land Management, and 57-07684 in the Name of USDI, Bureau of Land Management

Dear Watermaster:

Enclosed are copies of the above-referenced applications for permit. Also enclosed are forms for your recommendation concerning these applications.

Please review the applications and return any comments you might have within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:lm

Encl: Copy of Application
Recommendation of Watermaster Form

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OCT 19 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

May 1, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT & SHERRI NICHOLSON
4722 W VAQUERO LANE
MERIDIAN ID 83642

Re: Application for Water Right No 57-07684 in the Name of USDI, Bureau of Land Management

Dear Sir and Madam:

Enclosed is a copy of the above-referenced application for permit which may be of interest to you. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if you desire to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by May 22, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman". The signature is written in a cursive, flowing style.

Gary Spackman

GS:lm

Encl: Copy of Application

MICROFILMED

OCT 19 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

April 28, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit Nos. 55-07465 thru 55-07467 and 57-07684 thru 57-07687 and
57-07689 thru 57-07694 in the Name of the Bureau of Land Management

Dear Sir:

Enclosed are copies of the above-referenced applications for permit that the proposed use
is from surface water. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period
and is required to take final action shortly thereafter. However, if your agency desires to file a
formal protest against the approval of this application(s), your written protest along with the
\$25.00 protest fee must be received in this office by May 22, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman". The signature is written in a cursive, flowing style.

Gary Spackman

GS:st

Encl.

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OCT 19 2001

Nelson, Dan

From: Nelson, Dan
Sent: Tuesday, April 11, 2000 7:27 AM
To: Gibson, Gene
Subject: BLM applications for permit.

Gene,

I have just turned in 4 BLM applications for permit to Sue Taylor for Advertising. The only application that should involve the stream channel program is 57-07684. If you would like to look over the remaining applications they are 57-07687, 57-07686, and 55-07465.

Thank you for your time

Dan Nelson

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OCT 18 2001

Nelson, Dan

From: Nelson, Dan
Sent: Tuesday, April 11, 2000 7:24 AM
To: Westra, John
Subject: BLM storage applications.

John,

I have just turned in 4 BLM storage applications to Sue Taylor for advertising. These applications are 55-07465, 57-07684, 57-07686, and 57-07687.

Thank you for time.

Dan Nelson

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1

OCT 19 2001

57-07684

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: WHITE HORSE RESERVOIR

Tributary: WHITE HORSE CREEK

Diversion Pt: NENWSE Sec 13 T 07S R 02W in OWYHEE County.

Use: STOCKWATER	(	0.140 CFS)		
STOCKWATER STORAGE			(	1.70 AF)
STOCKWATER FROM STORAGE			(	1.70 AF)
WILDLIFE	(	0.140 CFS)		
WILDLIFE STORAGE			(	1.70 AF)
WILDLIFE FROM STORAGE			(	1.70 AF)
Total Diversion:	(	0.140 CFS)		

Date Filed: 4/10/2000

In: OWYHEE County
T07S R02W S13 NWSE

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OCT 19 2001